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1970s

The Gavel

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3-28-1972

1972 Vol. 20 No. 15

Cleveland-Marshall College of Law

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# THE GAZETTE

*Law is a living  
growth, not a  
changeless code*  
--Arthur L. Corbin

The Student Newspaper of The Cleveland State University College of Law • Cleveland, Ohio

Volume 20 • No. 15 • March 28, 1972

## COUNTY SAYS

### MOVE, OR ELSE

Dear Mr. Bartunek:

We are making an urgent appeal to the Board of Trustees of Cleveland State University to do everything within their power to avoid any delay in the construction of the Justice Center which is vital to the safety and welfare of our community and to the proper administration of justice.

The Cleveland Marshall Law School of Cleveland State University occupies a strategic location vis-a-vis the demolition and construction plans for the Justice Center. Since we anticipate no problem regarding agreement on a fair purchase price for the property, we must all do everything possible to expedite vacation of the premises by the earliest possible date.

We have already completed purchase of all the remaining properties needed for the Justice Center. Most of the properties have been vacated with the rest scheduled for vacation at an early date. We have advertised for bids on the demolition with said bids to be received by the Board of Commissioners on March 23. Demolition is expected to begin on or about April 5. Demolition of all buildings are scheduled for completion July 1, so that construction can proceed promptly thereafter. Demolition near the Law School building undoubtedly will generate much noise and traffic none of which will be conducive to the teaching efforts and the operation and well-being of the faculty, employees and students of the Law School.

A further, important consideration is that any delay in construction of the Justice Center can only result in increased costs to the taxpayers.

Commissioners Pokorny, Taft, and I are determined to avoid any unnecessary additional costs to the people of Cuyahoga County.

We again urge your cooperation.

Thank you very much.

Very truly yours,  
BOARD OF COUNTY COMMISSIONERS  
Hugh A. Corrigan  
President, Board of County Commissioners

## SAKS ELECTED DISTRICT REP.

By JAMES WALTERS

The National Law Students Civil Rights Research Council annual meeting was held in Albuquerque, New Mexico, the weekend of March 17, 18 and 19. Representing the Cleveland State University College of Law Chapter were Bruce Elfvin, Susan Saks, and Jim Walters.

Following all day registration on Friday there was a gathering of all the members for an outlining of programs and workshops, followed by a film on the death of Chicago Black Panther leader Fred Hampton. On Saturday the workshops, (the real purpose for the meeting,) were held. CSU representatives attended workshops on Civil Rights and Public School Students, Women's Rights, Fund Raising, Summer Internships, Prison Reform Litigation, Legal Clinics and Organizing the Poor. Saturday evening there was a large dinner and party for the delegates from all over the country.

Sunday morning was spent electing delegates to the LSCRR National Board of Directors and Susan Saks from CSU was elected as the representative from our district. Sunday afternoon was spent in final workshops followed by goodbyes and plane flights home.

While in Albuquerque, delegates were guests in the homes of University of New Mexico law school students. Meetings were held in the new law school building of the University of New Mexico.



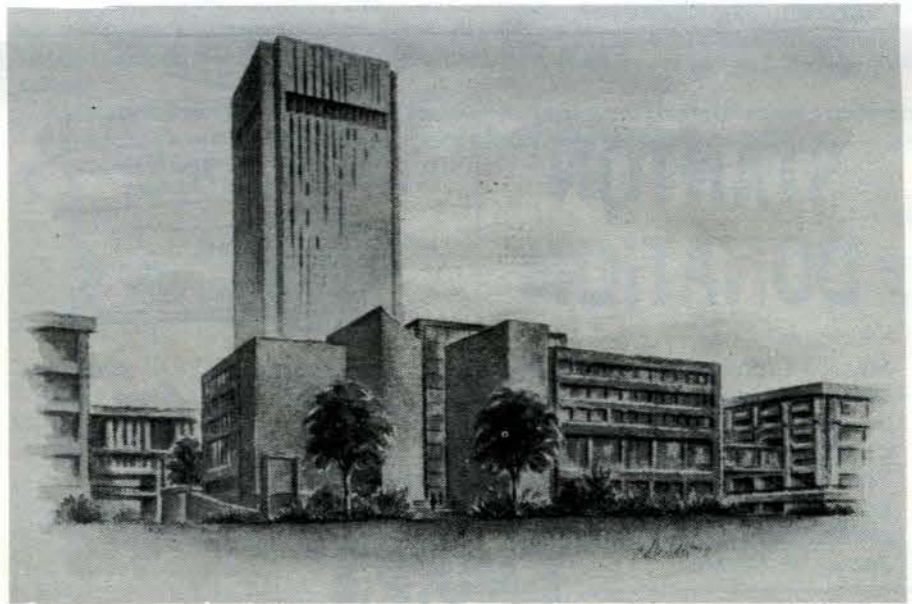
SUSAN SAKS 2-D

## PLACEMENT

The Placement Director of Law, Alex C. Jamieson has scheduled the following interviews for late March and the early part of April: Wednesday March 29, Action, Vista, & Peace Corps (All Day) Tuesday, April 4, Arthur Young & Co. (2:00-6:00 p.m.); Wednesday, April 5, National Labor Relations Board (1:00-6:00)



## CSU PLANS NEW UNIVERSITY CENTER



THE CLEVELAND STATE UNIVERSITY 1974

(See GILLIGAN: CSU & THE WORLD p. 6)

## NEW FACULTY

Dean Carroll Sierk has announced the appointment of two new members to the part-time faculty staff of Cleveland State University College of Law. Marvin Kelner will teach Taxation II and Walter Morgan will teach Real Estate Practice during this spring quarter.

Mr. Kelner is a graduate of Cleveland-Marshall Law School and has published three articles concerning tax law in the Cleveland-Marshall Law Review. He has worked as an Internal Revenue Agent and has practiced corporate tax law with Lane, Krotinger and Santora. From

1963 to 1971 Mr. Kelner has been associated with the firm of Benesch, Friedlander, Mendelson and Coplan.

Walter Morgan returns to the law school this spring having taught Property courses here from 1946 through 1954. Until his retirement last summer he was Chief Title Officer of Land Title Guarantee and Trust Co. He was also chairman of the Real Property Section of the Ohio State Bar Association for fourteen years and a former president of Ohio Land Title Association.

Mr. Morgan is currently of counsel to Baker, Hostetler and Patterson.

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# WHERE DO WE GO FROM HERE?

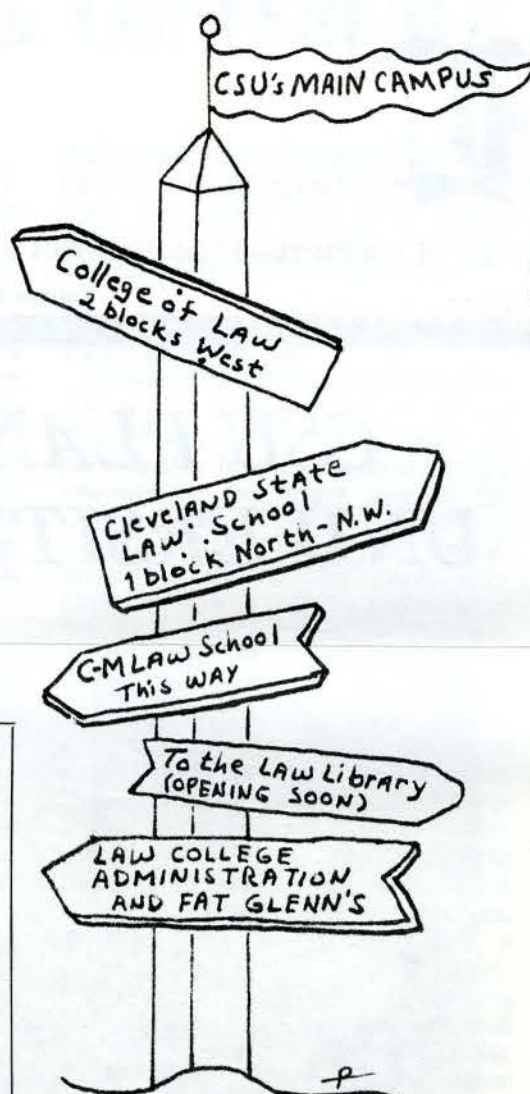
## Guidepost

Look for this guide post very soon. Next to it will be a little sign: "Welcome law students. You are now standing in the heart of our growing Main Campus Complex. There is plenty of room for our growing family. Welcome."

At one time there was a great dispute. Should our law school stay where it is and become the center of a new Justice Center, or should we move to the heart of the CSU Main Campus? As it looks today we will not be the heart of any complex. For a while we will be the Cleveland-Marshall, The Cleveland State College of Law, Law School and Annexes, (et. Al.).

## STANTON DONATION

Congressman James V. Stanton Former President of the Cleveland City Council has donated to our Law Library a complete set of the U.S. Code. The school acknowledges this gift and expresses sincere appreciation to our noted alumnus, James V. Stanton.



Despite repeated efforts by President Enarson, Dean Christensen, and the members of the New Law Facility Committee the County Commissioners have held fast on our moving as soon as possible. It was expected that we could remain at our present site until at least December, the date on which the McKee-Chester is scheduled to be ready for complete occupation. However, the remote possibility that demolition would not go according to schedule has been given up for lost. Memos have been wired from the Administration office to the Main Campus and back to the County Commissioners with one result: buildings on the Ontario Street will begin to fall on April 5 and construction of the new Justice Center will begin thereafter.

The meeting on March 7 between the New Law Facility Committee and President Enarson was rampant with pleas from the Dean and the Committee that we be allowed to stay at our present location until the McKee-Chester Building is completed. But the pleas were for naught and the administration is now resigned to the fact that we will be moving shortly after final exams end this quarter.

The public sentiment and political pressure favors immediate construction of the long-awaited Justice Center and will not tolerate any unnecessary delay. Threats of increased taxpayers' costs and unsympathetic editorials from the city's major newspapers could portray us as the villains when we are really the victims. Faced with these unpleasant alternatives no matter which way we turned, the "next best" approach to the problem was taken. It seems that we will all be living out of suitcases and boxes for (hopefully) one or (probably) two quarters.

Although we will not be located in one building as a cohesive unit (the preferable and most desirable alternative), the law school will remain somewhat of a unified entity. As of now, it appears that the library will be located on the fourth floor of CSU's main library. There is some consolation in that "our portion" of the library will be separate and distinct from the undergraduate area. The faculty offices will probably be located on the ninth and twelfth floors of the University Tower. Classrooms will hopefully be grouped into one area.

In other words, despite the unpleasant possibilities, every effort is being devoted to insuring maximum comfort and minimum disadvantage to all concerned. And we can be grateful that we are not required to vacate these premises before final exams. What will be demanded of us is that we tolerate and adjust as professionals to undesirable conditions for 3-6 months. We will have a full summer to familiarize ourselves with the Main Campus. Once McKee-Chester is finished we can resume normal living until the permanent law school building is ready five years hence. It goes without saying that the attitude we adopt will be the determining factor in regards to this temporary inconvenience. We can "whine and cry" but nothing will change. Better still, we can approach this undesirable situation with a positive and optimistic outlook to help ease our temporary dilemma.

## THE GOLDEN AGE AT CSU

The law students of the seventeenth century were under a curriculum based on Sir Edward Coke's theory of education: "Six hours in sleep, in law grave study six; four spend in prayer, in the rest on Nature fix." As the twentieth century entered the decade of the sixties it became increasingly apparent—change was inevitable.

Our post-revolutionary coup at CSU, though late, is a welcomed change from the seventeenth century. The clinical legal education program will at least put us in the mainstream of legal education. The newest curriculum changes will bring us into the twentieth century.

We have finally reached the Golden Age at our law school. Hopefully, we will reflect the necessary needs of the community, and break free of the chains of archaism.

The faculty should be commended on their two quarters of effective bargaining. It is our hope that they will not cease to move further into the Golden Age of our law school this quarter. Let our curriculum mirror an Advanced Curriculum that is based on three hundred years of experience and not hindered by curriculum that was effective in the seventeenth century.

## GRADES

## GRADES

## GRADES

Now that the second quarter of the year is complete you might ask yourself, "Self, are they (CSU) sending out reports of our grades? from last quarter? from the Fall quarter?"

Unbelievable as it may seem, a combination of an inherently slow grading process, a slower recording process, a slower recording procedure, and a tied-up (mixed-up) computer has lead to a 100 day wait. Grades have been sent out, reports the administration.

Although we have received no official report from the University, they expect that if final exams are over on December 17th a waiting period until late March or early April will become a usual practice. Since finals are over June 9th you'll have to wait until October to get the computer's okay to advance to another year of law school!



THE  
GAFFEL



Cleveland State University

College of Law

VOLUME 20

No. 15

March 28, 1972

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The views expressed herein are those of the newspaper or its by-lined reporters and contributors, and do not necessarily reflect the views of the student body, administration, or faculty of the College of Law or The Cleveland State University unless otherwise specifically stated.

## GUEST EDITORIAL

## FACULTY: DO YOUR JOB

The blame for grades not being promptly recorded and sent to CSU's computer falls entirely on the faculty. We, the students, are incensed by the lack of prompt submission of grades last fall quarter.

The faculty fails to realize that late posting of grades impede the students who demand instant feedback. All concur that a seven to ten week waiting period is absurd.

Many students who may wish to plan a schedule that is meaningful (now more than ever with the new curriculum change) are unable to intelligently plan outside work or devote full attention to their present quarter's courses.

The total active role of the educational process is being retarded further by profs who refuse to grant hearings for review of grades or who make themselves unavailable.

What we need is a strong policy to compel the faculty to submit their grades within a reasonable time. If there is a policy, what we demand is enforcement of this law. This is our most important concern, and failure to act is utter failure.



# Letters To The Editor

## In Retrospect

Dear Editor:

Firstly, I must say that receiving the GAVEL, and keeping up with the trials and tribulations at the law school, has been an unexpected pleasure in my first year out in the brave new world. But that was not my reason for writing. I would like to comment on 'A letter to the Editor', Vol. 20, No. 13, February 14, 1972, entitled "In Retrospect" — Robert C. Finke '72.

While I appreciate Mr. Finke's position which he has taken with regard to the "schism(s)" in the faculty (administration, but not per se) and his "sincere hope that Dean Christensen will resolve this schism; I feel obligated to point out that during my years at Cleveland-Marshall (j'excuse; Cleveland State University, College of Law), the dean took few stands on anything, let alone choose sides in the faculty wars. At the very least, a spirited Dean may add a little spirit to the student body and faculty.

Also, while agreeing that Prof. Flaherty did an efficient job of "managing" (I might add that he always 'did right by me'. . . I need an interpretation), the new and going administrators will soon grow older and mellow; and they too, will be capable of managing "efficiently."

Mr. Finke refers to the 'attorney's historic tools as, "negotiation and compromise"; and suggests that these tools can bridge differences in factors. Mr. Finke further stated that if Dean Christensen is unable to resolve this "schism" with the help of these "historic tools", he should consider whether administration should be his chosen career: — attorney's may negotiate settlements and compromise pleas (and sometime convictions), but I believe that the 'good law' was made when there was no compromise; when an attorney took a stand and defended it with logic and firmness of conviction. (While we were shown (and are) that these are two sides to every story; in a litigation, how often do both sides win!)

All in all, if we are to place blame for "schisms" or someones inability to mend them, as long as Mr. LaFond is gone, the burden might as well fall on the Dean.

Thanks for my tongue and cheek time—

Pax  
Henry A. Gerstman  
'71

## Procedure

Editor,

I herewith submit a proposed addition or amendment of existing rules of court procedure.

I earnestly urge its publication in the interests of expeditious judicial business.

Robert B. Henn  
72E

## HENN'S RULES OF PROCEDURE

By Robert B. Henn

It is clear, from a consideration of the decisions passed down by many courts over the past several years, that a considerable amount of time in needless litigation could be saved by the adoption of certain rules. These rules, set forth hereinbelow, were prompted primarily by student newspapers. They are called, modestly, Henn's Rules of Simplified Procedure, and are abbreviated H.R. —. Where a conflict exists, the higher number takes precedence.

H.R.1(a) Whenever a large corporation is involved in litigation, it is conclusively presumed to be guilty, whether the action is civil or criminal.

(b) Whenever a small corporation is involved in litigation, it is rebuttably presumed to be guilty.



2. (a) An individual plaintiff, in any action against any corporation or governmental unit, is right; anybody who opposes his suit is wrong, and probably subversive.

(b) Any action brought against a student is (1) Political, and (2) Repressive.

(d) Notwithstanding H.R. 2 (a), the student shall be convicted.

(e) Notwithstanding H.R. 2 (d), it is mandatory upon the Supreme Court to reverse.

(f) Whenever an action is brought by a law student, the defendant shall be summarily executed. (Under this section, a trial is unnecessary).

(g) Whenever an action is brought by a group of law students, in the name of consumer protection, the judge shall be summarily executed.

3 (a) The client of a large law firm is wrong.

(b) The client of a young lawyer is invariably injured, and innocent. The younger the lawyer, the (1) Injured, and (2) Innocent, is his client.

(See LETTERS P.5)

## WORK-STUDY

# THE DEAN'S REPLY

An editorial that appeared in the last issue of the Gavel stated that the Financial Aid Work-Study program was being phased out. "Nothing could be further from the truth," stated Dean Christensen.

But truth is relative. When one compares it to logical inferences that have been taken from a narrow point of view, truth becomes obscure and equivocal. The source of the article was from a person who saw the facts without the light of reality. And in checking out this source with a more reliable and allegedly more knowledgeable party, we have found his information also faulty.

Few first year students are now on Work-Study this year, not because the program is being phased out, but because the administration is enforcing a policy that first year students should be discouraged from working. Taking the time out to work during the first year usually makes the difference between success and failure. The Dean's statement that a full time student should devote full time to his studies will not be the law. It will be a strongly enforced guide for first year students and a good rule of thumb for the other students.

"If I could get my hands on the money, I'd be giving it away to allow students the opportunity to get the most out of their legal education," said the Dean. "Unfortunately at this time stipends are not available. I haven't given up trying to get them. But until such time work-study will be a permanent part of this law school."

Alex Jamieson prepared a breakdown of gross amounts of work study grants for the past three years. His experience indicates that between 75 percent and 80 percent of the grant is actually utilized.

	1969-1970	1970-1971	1971-1972
Summer	(28) + \$35,505	(39) \$54,600	(62) \$89,195
School Year	(34) 65,800	(53) 64,729	(58) 84,230
	\$101,305	\$119,329	\$173,425

+students in the program.

These are the facts—this is the reality of our law school's position in re Work-Study.

## NEW POLICY

# FINAL EXAMINATIONS

Everytime you take a final exam there seems to be a new policy. At first we used our student numbers, but they were replaced by our social security numbers. Next we used a sign up book to obtain an examination number. The Gavel pointed out to the administration (See Grading Exams: A Seven Step Plan, 20-13 Gavel 2) that no one knew how the sign up books were going to be used. Because of this confusion and mystery, some faculty members had xerox copies of the names and numbers for their class. Besides this breach of security, many transpositions and mistakes were made in the recording of the grades because of all the "bugs."

Today the new system eliminates the possibility of any breach of security and decreases the chance of mistakes in the recording of the student's grade. The system is very simple. The professors or proctors hand out a card. The card is perforated into a left and right portion. The two sides contains your number for the examination. The right side is filled out with your name and the professor's name, course and section. The left side is retained by the student. The right portion of the card is returned to the proctor, who puts all the cards in an envelope and returns the envelope to the office where it is kept until the grades are turned in by the professor.

We commend the administration on their flexibility and ability to see the problems that the mysterious sign up books have caused all of us. We are confident that the new grading system will work much better than any other system used by the law school.

It is unfortunate that such a system has to be used to assure objective grading procedures. It is unfortunate that the temptation to grade a person is greater than the duty to grade his blue book. The Gavel is positive that the school does not believe that any faculty member would be that unethical in their grading policies. Then why do we need such an "honor" system? It might be the same reason that was given by the German inventor of the lock when he was asked, "Why do we need such a useless invention?" The answer simply stated was, "To keep an honest man honest and strong."

## LETTERS TO THE EDITOR

LETTERS TO THE EDITOR ARE TO BE SENT TO THE GAVEL OFFICE—THE CLEVELAND STATE UNIVERSITY COLLEGE OF LAW, 1240 ONTARIO, CLEVELAND, OHIO 44113.

YOUR COMMENTS SHOULD BE LIMITED TO NO MORE THAN 150 WORDS. THE GAVEL RESERVES THE RIGHT TO SHORTEN LETTERS THAT ARE OF AN UNREASONABLE LENGTH. WE ALSO ASK THAT THE LETTERS BE TYPED OR PRINTED.

AS YOU KNOW IT IS THE POLICY OF THE GAVEL TO PUBLISH ONLY SIGNED LETTERS. DESPITE REASONS GIVEN BY THE WRITER, WE MUST DEMAND THAT THE WRITER GET INVOLVED ENOUGH TO PUT HIS NAME BEHIND HIS WORDS.



# CLEVELAND P.A.D. HOSTS DISTRICT IX CONCLAVE

By MARGARET M. JAMBOR

Cleveland, Ohio was the sight of this year's Phi Alpha Delta International Law Fraternity District IX Conclave. Meck Chapter of Cleveland State University Law School co-hosted the weekend with Hay Chapter of Case-Western Reserve Law School. Among the honored guests were Webster Brewer, Supreme Tribune, James Broz, Secretary of the Cleveland P.A.D. Alumni Association, and James Bierce, District IX Justice.

All of the District IX Chapters sent representatives. They included the active chapters from the University of Michigan, the University of Toledo, Wayne State University, University of Akron, Detroit School of Law, Ohio Northern University, and the University of Windsor.

A "Welcoming Cocktail Reception", hosted by the P.A.D. Cleveland Alumni Association, opened the activities on Friday, February 25, 1972. General business workshops filled the following day's morning hours, while the afternoon held a tour of the newly constructed Thomas Backus Law School of Case-Western Reserve University. Saturday afternoon seminars included a talk by Edward Marek, Chief, Criminal Division, U.S. Attorney's Office, Cleveland, Ohio on the "U.S. Drug Abuse Laws", and a discussion with Roger Hurley, Public Defender's Office, Cleveland, Ohio, on the topic, "Representing the Indigent".

Highlighting the Conclave was the Saturday evening banquet at the Hollenden House. Following cocktails and dinner, introductory remarks were given by Thomas G. Longo, Student District Justice and Justice of Meck Chapter and a welcoming speech by Webster Brewer, Supreme Tribune. Hon. John M. Manos, Judge, Eighth District Court of Appeals for Ohio was the featured speaker, and also the recipient of the 1972 Meck Chapter P.A.D. 'Man of the Year Award'. Awards were also distributed to the following: 'Best Chapter Award'—Willis Chapter of Ohio Northern University; 'Most Improved Chapter'—Grant Chapter from the

University of Akron; 'Certificates of Appreciation' to Cleveland Councilmen Basil Russo and Michael Climaco; 'Outstanding Alumni Award' to James Broz. Having received his award, James Broz read a statement issued by Ralph Perk, Mayor of the City of Cleveland, Ohio proclaiming Saturday, February 26, 1972 as Phi Alpha Delta Law Fraternity International Day.

Sunday morning brought a critique of the conclave events, the distribution of the 'Law Book' awards and the election of the next board of District IX officers. Macdonald Chapter, University of Windsor, was selected as the site of the 1973 District IX Conclave.

Those individuals most responsible for a great planning and organizing job to which the members of P.A.D. extend their thanks include James Bierce, District IX Justice, Thomas G. Longo, Conclave Justice, Roger Kimmel, Ron Lembright, Pat Kelley, Sam LoPresti, James Broz, Secretary of P.A.D. Cleveland Alumni, Duke Doyle, John Bosco, Irwin Frank and Andrew Markus.



Lt. to Rt. Judge John M. Manos—8th District Court of Appeals for Ohio and Thomas Longo, Justice, Meck Chapter PAD. Judge Manos receiving "Man of the Year" Award.

## NEW TRUSTEE

# CUYAHOGA BAR NAMES FRIEDMAN TO BOARD

Recently the Cuyahoga County Bar Association named CSU law student, Avery S. Friedman to its board of trustees. Avery has been the most active student at the law school for the last four years. No one has accomplished so much in so little time. Mr. Friedman is the recipient of the American Bar Association's Silver Key. This award is the ABA's highest and most coveted award. Avery also served as secretary of the American Bar Association Law Student Division.

What the bar associations lack is an affective means of putting life in the associations. Fred Weisman, President of the CBA strongly believes Avery "will provide additional input of energy into the bar".

Local bar associations have never been known to allow students to sit on their board of trustees. The Cuyahoga Bar appears to be the only local bar association in Ohio that has made such a move.

Though Friedman will sit on the board as a non-voting member under a recently adopted amendment to the CCBA's constitution, he will be as active as ever to make sure that the young lawyers' and students' voices are heard. "We want to do all we can to get involved," stated Friedman, "We want a chance to express more than ideas. We have a great deal to say, but we want to do extremely important things with society and the community."

## DEAN'S WRIT

# BARNHIZER ACCEPTS



DEAN CRAIG W. CHRISTENSEN

candidate at the Harvard Law School where he is a Ford Urban Law Fellow in clinical legal education.

Upon his arrival at the law school, I expect to designate Mr. Barnhizer our director of clinical legal education, in which capacity he will be responsible for the development and implementation of the expanded clinical program authorized by the faculty last fall.

I know Mr. Barnhizer received attractive offers from a number of other law schools, and the faith in the potential of Cleveland State as an exciting urban law school which led him to accept our offer is a source of pride and gratification to me. I believe we are extraordinarily fortunate and securing the services of Mr. Barnhizer as a member of the Cleveland State Law Faculty.

I am pleased to announce that Mr. DAVID R. BARNHIZER has accepted an appointment as Assistant Professor of Law and that he will join the law faculty on or about July 1, 1972.

Mr. Barnhizer is a 1966 graduate of Muskingum College and a 1969 summa cum laude recipient of the J.D. degree from Ohio State University. At Ohio State, he was an editor of the Law Review and was elected to the Order of the Coif. From 1969 to 1971 he served as a Reginald Heber Smith Community Lawyer Fellow at the Legal Services Office of El Paso County, Colorado. During the current academic year he is a LL.M.

EDITORS NOTE: In response to changes recently made that the dean has offered Mr. Barnhizer too high of a starting salary, which is unfair to other professors at CSU, the dean emphasized that:

1. salaries paid to law professors are generally higher than those paid to undergraduate professors.
2. Mr. Barnhizer has been hired on a 12 month rather than the normal 9 month contract
3. Mr. Barnhizer is an unusually qualified man for this position.

## CLEVELAND CITY COUNCIL TO HOLD WORKSHOP AT CSU

Cleveland City Council will participate in a legislative and communications workshop presented by Cleveland State University March 24-26.

The workshop, developed by the Community Extension Program of CSU's Division of Continuing Education, will be held in the Hilton Inn South, Hudson. The workshop was set up at the suggestion of Council President Edmund Turk and with the cooperation of Oliver Lee, director of the Community Extension Program.

John Ziemann of the Community Extension office will coordinate the workshop, and Dr. Estelle Zannes of the communications department at Cleveland State will act as consultant and instructor. The workshop will enable the councilmen to review the legislative process and rules and procedures of council to strengthen their effectiveness as legislators, Lee said.

Communications processes will also be studied, Lee said, to help councilmen present programs and opinions to their constituents and the news media. He expects a continuing orientation program for newly-elected councilmen to be an outgrowth of the workshop.



## BOOK STORE HOURS

The Book Store of the Law School will be open from March 27 to April 14. Monday through Thursday 11:00 a.m. to 6:15 p.m. and Friday 11:00 a.m. to 4:00 p.m.



# WERBER SPEAKS FOR CLEPR

By PROF. STEVEN WERBER

(Editor's Note: The following article was submitted to THE GAVEL in order to clarify the one sided (half truth) article "Work-study Blazes" 20-14 Gavel 2.

Professor Werber is chairman of the Faculty Committee for Clinical Legal Education. His response to this article is greatly appreciated. Prof. Werber has been given the opportunity to expound upon three major points of the article in the last issue of THE GAVEL:

(1) The allegation that Work-Study is being phased out in favor of CLEPR;

(2) That the CLEPR program is an indication that we are becoming a College for the rich; and

(3) The inference that the clinical program which will be begun with CLEPR assistance will remain narrow and eliminate other forms of existing clinical education.

There is little, if any, truth in any of the three points.

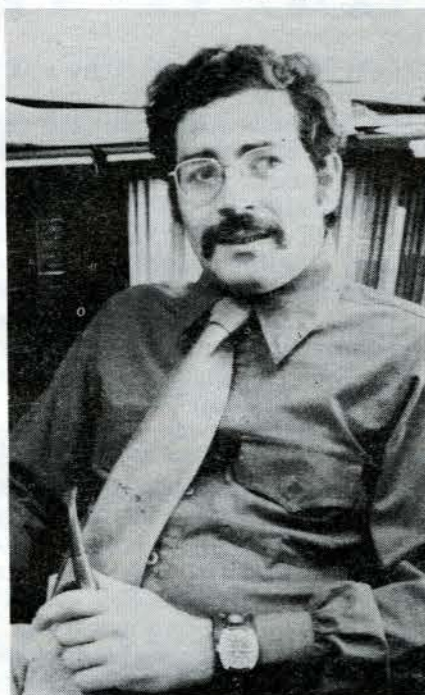
The Work-Study program is not being phased out. The current application for federal funds asks for more than the amount sought in any previous application. Time will determine how sympathetic the federal government is to our needs, but the fault for any decrease, if there is a decrease, will lie with the government and with an economy over which we assert no control. No decrease was planned due to the CLEPR sponsored program. During the 1970-71 academic year 65 students received approximately \$118,500 in Work-Study grants, during the current academic year the number of students increased to 75 receiving \$173,000. We sincerely hope that this will continue next year and for the years thereafter. (Editor's Note: See companion article on page 3 entitled: WORK STUDY: THE DEAN'S REPLY).

If the Gavel is concerned with the fact that few first year students are in the Work-Study program at least this is true. The reason, however, is that first year students are not generally eligible to participate in the program. The clear intent, in my opinion, is to emphasize work-study for students in their second and third years. Not only does this comply with the eligibility requirements, it assures that the participants are better qualified and will therefore lend more credit to the fine College of Law that they represent. Participation in Work-Study during the first academic year is not a prerequisite to participation in later years.

The College of Law has, and continues to, recognize its obligation and responsibility to provide quality education to students of all economic levels. I do not believe that good credentials *ipso facto* require an economic elite. If economic difficulties do cause a weakening of credentials for any student there is established at this College a Program admitting a substantial number of such students and providing them with some of the basic tools they need to overcome this apparent weakness. This is a function of the LCOP program which is not, and never has been, a racially oriented special admission program.

Furthermore, this year Miss Barbara Sper joined us to supervise financial aid to students on a full time basis and Assistant Dean Tabac has the specific function of directing financial aid to students. This is a far cry from the days when Mrs. Czeck was asked to be a part time financial

affairs director while also responsible for all duties of Secretary to the Dean. This does not appear to me to be a de-emphasis. The budget for next year will include a sum for financial aid sufficient to meet the needs of all students who qualify and file timely applications. The financial aid program will continue to meet the needs of the entire student body, not an economic elite, regardless of whether there is a CLEPR program. In fact the CLEPR program may prove instrumental in attracting students who have been economically deprived as it will show the community at large one of the directions in which the College of Law is moving, a direction that will provide the benefits of legal training to the community while also indicating to individuals in that community that they can participate in the legal process. Certainly this will increase our ability to recruit minority students as it is one more indication of our concern with the most important goal of all, human dignity.



PROF. STEVEN WERBER

Finally, the projected clinical program that will commence with the assistance of CLEPR funds is, admittedly, limited in scope. As an experimental beginning it should be so limited. However, it is broader than any existing program as it contemplates court room participation for approximately 96 students over a two year period, both day and evening. Special financial assistance to evening students is provided for if such students can obtain a leave of absence from their employment.

Contrary to the inferences of the editorial the clinical programs of the College of Law will not remain limited (although the CLEPR project will not be expanded as this would violate any contract entered into with CLEPR), nor is there any plan to eliminate any of the currently viable clinical courses. We will review such courses to remove repetition and to protect the students from being used as glorified errand boys and Xerox machine operators. Thus the present clinical programs that have educational merit, such as Work-Study when properly supervised, Trial Practice, etc., will certainly be retained. But firms or professors that abuse work-study students will find that students are no longer permitted to work for them. Work-study is more

# NEWSMAN TO ADDRESS LAW SCHOOL ALUMNI

Carl Stern '66 will speak at the annual Law Alumni Recognition Luncheon honoring Judges Joseph H. Silbert and Daniel H. Wasserman of the Eighth District Court of Appeals of Ohio.

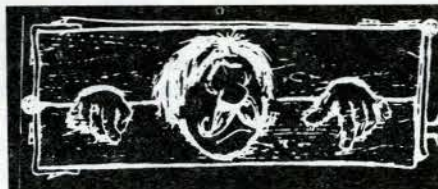
He will talk on "A Candid Look at the Supreme Court" during the noon luncheon April 25 in the Sheraton Cleveland Hotel Grand Ballroom.

Carl Stern serves as a national news correspondent with the NBC News Bureau in Washington, D.C. He previously served as a legal reporter for the NBC News Bureau in Cleveland from 1959 to 1967.

Stern, an attorney admitted to practice before the Supreme Court of Ohio, left WKYC-TV3 in January of 1967. His duties in Washington, D.C. include coverage of the Supreme Court of the United States, the federal judiciary, and the quasi-judicial proceedings of the federal agencies. In addition, he is heard on the NBC-Radio program "Emphasis" which discusses timely legal happenings.

In 1966, Stern received a Doctor of Jurisprudence degree, magna cum laude, from the Cleveland-Marshall Law School. Admitted to practice by the Supreme Court of Ohio, he is a member of the Ohio State and Cleveland Bar Associations.

His published works include "Group Libel, U.S.A." and "The Compensability of Non-Traumatic Ulcer." While attending law school, Mr. Stern was an editor of the law review and took part in the national moot court competition. He received the coveted American Jurisprudence award at Cleveland-Marshall for studies in Administrative Law, and the same award, while attending classes at Western Reserve University Law School, for excellence in studies of Equity.



# GOSHIEEN APPOINTED IRS CONSULTANT

WASHINGTON—S.B. Wolfe, director of the Internal Revenue Service (Audit Division), announced last month that they will again ask David B. Goshien, Professor of Law at Cleveland State University to be the sole academic consultant to the I.R.S. His duties will consist of an extensive study and research into current tax laws and policies.

Goshien will advise the division on the content of a national examination that will be given spontaneously to candidates across this nation that are seeking admission to practice before the I.R.S.

than a means to financial assistance, it is a means to significant educational experiences and the time is long gone when this primary function can be ignored.



NBC NEWSMAN & ALUMNUS,  
CARL STERN

## Letters to the Editor

(from p. 3)

(c) Members of large law firms are bumbling and inept, and are to be ignored by the trial court.

(d) Young lawyers are brilliant and persuasive, and constitutionally incapable of error. It is mandatory for the trial court to regard them with awe, and to treat their every word as Holy Writ.

(e) Young lawyers are required to defend only those whom they love, regardless of the merits of the case.

It is respectfully submitted, and strenuously urged, that these Rules be adopted with a minimum of delay, in hopes that they will simplify litigation and help lessen the backlogs on crowded court calendars, by dispensing with the window dressing of evidence, burden of proof, and other dilatory legal impedimenta.



PROF. DAVID B. GOSHIEEN



# LAW REVIEW MEMO

## ON NATIONAL CONFERENCE

### REPORTRE: 18th NATIONAL CONFERENCE OF LAW REVIEWS

This past week, March 15-17, the Cleveland State Law Review was represented at the 18th National Conference of Law Reviews in Washington D.C. The Conference, hosted by the Howard Law Journal of the Howard University School of Law saw 190 delegates from 75 law schools assemble at the Washington-Hilton Hotel for three days of dialogue and interaction. The goings on of the Conference can be perhaps best related by dividing the proceedings into two categories, speakers and group seminars.

#### SPEAKERS

The speakers, (our own Distinguished Professor Oleck made a provocative presentation entitled *Legal Writing With "Social Clout"*, which was very well received by the Conference,) who addressed the delegates developed the Conference theme, "The Role of the Law Review in Contemporary Society." The prevalent thought espoused by the speakers concerned the responsibility of law reviews to act as the "conscience of the law," to be that scholarly, non-partisan institution which is able to stand back from the law as it is, and indicate to the legal profession what the law should be. The speakers emphasized, however, that law reviews, in exercising this "conscience" function, must deal with real world problems that confront society; problems that should find solutions in the law. The net impact of these addresses stressed that in order for law reviews to fulfill their role in contemporary society, they must strike a balance between the theoretical and the practical.

#### GROUP SEMINARS

The Group Seminars focused upon the operational aspects of law review. The subjects covered in particular seminars included:

1. "Law Review and the Publisher"
2. "Article Solicitation and Development—Professional Authors"
3. "Methods of Staff Selection—Candidate Program"
4. "Internal Responsibility and the Editorial Process"
5. "Small and Developing Law Reviews"

Each seminar was chaired by two participating law reviews who were responsible for giving general direction to the discussion. The

discussions that developed provided participants the opportunity to draw upon and profit from each other's experiences regarding various aspects of law review operations.

#### CHANGES IN THE CONFERENCE'S ROLE

Cleveland State, as a member of the ten school executive board of the Conference, had the opportunity to participate in fundamental policy changes in the future role of the Conference. These changes, manifested in the form of amendments to the Conference's constitution, seek to reshape and redirect this organization from one that has operated on a year to year basis lying dormant between its annual meetings, to one with a viable interim existence; an organization capable of providing services to its members throughout the year. Such services will include supplying member reviews with information regarding the structures, practices, and policies of fellow member reviews (pros and cons), thus providing data which a particular law review could use; first, to evaluate its own status; second, to provide direction for change; and third, to substantiate its reasons for change to the powers that be. Other services will be provided as member reviews indicate the need for them.

#### GENERAL IMPRESSION

The 18th National Conference of Law Reviews was both informative and productive. At the very least, it made us aware that the problems and growing pains that we on the Review are experiencing are shared by others. More than this awareness of our mutual woes, the Conference provided the forum at which we could exchange the products of our experience with that of other reviews and pick out that information which will help us to solve our problems and continue to improve the quality of the Cleveland State Law Review.

All four of the Cleveland State delegates, Allan Goldner, Willard Bartel, Susan Silverman, and Gary Eisner, felt this year's Conference was most worthwhile, and recommend continued participation.

Next year the 19th National Conference of Law Reviews will be hosted by the California Western Law Review. We look forward to Cleveland State being well represented.



GOV. GILLIGAN

## CSU & THE WORLD

By PAUL T KIRNER

The Honorable John J. Gilligan was the main speaker at a Ground-breaking luncheon at the Sheraton-Cleveland March 8, 1972. "This new center will provide Ohio and the country with highly skilled businessmen and businesswomen who possess the competence and education necessary to meet the ever-increasing challenge of the world market," stated the Governor.

The Gold Room was decorated by over twenty flags of the different nations of the world who bring world trade to Ohio. "One of the first steps in improving Ohio's competitive position in the world," said Governor Gilligan, "is to train and educate young people in foreign marketing."

University Center will become the focal point of the Cleveland State University campus as the University expands. "But it is people that make CSU great - not buildings", declared Joseph W. Bartunek, Chairman of the Board of Trustee. This building will

cost \$11.6 million and is expected to be completed in the fall quarter, 1974.

Dr. Harold L. Enarson, President of CSU, believes that the Center will be a place marked by progress of the people who made it possible. "I see this building as the keystone of a grand concourse - a place marked by a constant flow and ebb of people from all walks of life and stations of life."

### SUMMER GRADS

The deadline for filing for the Summer 1972 graduation is this week. April 1, 1972 is the last day for filing.

The graduation fee is \$10.00 which does not include the \$15.00 cap & gown rental fee. Additional information can be obtained by calling the graduation office (ext. 3870) at Cleveland State.

### SPRING QUARTER UNDERSTATEMENT:

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